THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2980 of 2007

Dated: 26.02.2007

Between:

K. Ravinder and twenty-four others.

..... PETITIONERS

AND

The District Collector, Ranga Reddy District, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.2980 of 2007

ORDER:

The petitioners, who are twenty-five in number, filed this writ petition seeing a writ of Mandamus declaring the action of the respondents, namely, the District Collector, Ranga Reddy District, the Mandal Revenue Officer, Qutbullapur Mandal and the Executive Engineer (Irrigation Department), North Division, Ranga Reddy District, in objecting their (petitioners') possession and their construction being made on the plots belonging to them situated at Dhulapalli Village, Qutbullapur Mandal, Ranga Reddy District, as illegal and arbitrary and for a consequential direction to the respondents not to object/dispossess them from their plots.

It is the case of the petitioners that all of them purchased plots bearing Nos. 13, 33, 62, 68, 70, 97, 129, 131, 132, 139, 145, 159, 170, 192, 193, 255, 262, 283, 290, 296, 297, 320, 329, 381, 387 in survey Nos.124 part, 125 and 126 part admeasuring from 100 sq. yards to 200 sq. yards under registered sale deeds in 1996 from different persons. They also allege that their vendors purchased the land from pattadars under unregistered sale deeds. The petitioners then obtained permission from Gram Panchayat for construction on their plots. It is alleged that the officials of respondents 2 and 3 came to the petitioners' plots on 05.02.2007 and prevented them from proceeding with the construction and directed them not to enter the plots. The petitioners, therefore, contend that the action of respondents 2 and 3 is without due process and in violation of Article 300 A of the Constitution of India.

The learned counsel for the petitioners has taken this Court through the registered sale deeds under which the petitioners purchased the plots from different persons and submits that the action of the respondents in interfering with the construction activity taken up by the petitioners is highly arbitrary. **Per contra**, the learned Assistant Government Pleader for Revenue (General-T), on instructions, submits that the action is being initiated against the petitioners, who are in occupation of the Government land in various survey numbers i.e., survey Nos.124 to 126 and that the writ petition is filed on mere apprehension. He, however, does not dispute petitioners' possession.

Therefore, observing that the respondents should necessarily initiate action as per Law before taking any coercive steps against the petitioners, the writ petition is dismissed. No costs.

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(**V.V.S.RAO, J**)

26th February, 2007
ghn